No. D. 641—*A. & E.* 246-36-2, *dated Bangalore, the* 21*st July* 1937.

Under Section 4 of the Destructive Insects and Pests Regulation VI of 1917, the Government of His Highness the Maharaja of Mysore are pleased to make the following rules for the prevention and spread of the coffee borer pest and for the seizure, inspection and destruction of the coffee plants affected with the borer pest (Xylotrechus quadripes) and regulating the powers and duties of the officers appointed in this behalf.

Rules.

1. In these rules "the Regulation" means "the Destructive Insects and Pests Regulation, VI of 1917."

2. Landholders or occupants of coffee estates and small areas of coffee and persons in immediate possession of such lands in the declared areas shall be bound to make all arrangements to pull out and completely destroy by burning all coffee bushes affected by the stem borer before the 15th of August of each year.

3. All coffee plantations and all areas on which coffee is grown will be inspected by the Fieldmen of the Agricultural Department who shall have the right of access to and inspection of all coffee lands in the declared area. These Fieldmen will work under the instructions of the Entomologist or his Assistant specially deputed for this work.

4. The Fieldman will, on finding, on and after the 15th August of each year, any coffee stem borer pest, report to the Entomologist or his Assistant who will issue a notice in Form A (Annexure I) to the holder or occupier or person in possession directing him to remove and effectually destroy by burning all those portions of the coffee plants that are affected by the said coffee stem borer and to keep his holding entirely free of it.

5. The Amildar in charge of the Taluk will arrange to get the notices served on the owner or occupier or possessor of the holding concerned.

(*a*) The period to be specified in the notice within which the landholder or occupier or person in possession shall carry out the destruction of the affected coffee plants will be left to the discretion of the Entomologist or his Assistant. In no case shall the period allowed exceed 7

days. Provided that when an appeal is preferred within the period of 7 days, the period allowed by the notice, shall be considered to have been extended by such time as may be allowed by the appellate officer or till the appeal is decided.

The Revenue Sub-Division Officer in whose jurisdiction the Taluk is situate shall be the appellate officer for the purpose of these rules. On the expiry of the period of 7 days and if no notice of appeal is received by the Entomologist or his Assistant, he may seize and destroy all the plants affected by the stem borer. The cost of such seizure and destruction shall be recoverable from the landholder or occupier or person in possession in the same manner as arrears of land revenue.

(*b*) Every notice under this rule shall be authenticated by the signature of the officer by whom it is issued. It shall be served in the manner prescribed for the service of notices under the Mysore Land Revenue Code.

(*c*) Such notices shall be entered in a Register maintained by the officer issuing them in Form B (Annexure II).

6. (*a*) Every appeal (appeals under the Regulation are subject to the usual Stamp Duty of As. 12) shall be accompanied by the original notice served on the appellant. It shall set forth clearly the objection or objections to the terms of the notice and shall specify the point or points on which redress is sought.

(*b*) In dealing with appeals, the appellate officer shall record his decision in writing and shall communicate a copy thereof free of charge to the appellant. The decision of the appellate officer shall be final.

7. Where a landholder or occupier renders himself liable to prosecution, it shall be the duty of the Entomologist or his Assistant to report the case to the Amildar who will arrange for further action for the prosecution of the offender.

8. A notice of demand for payment of cost shall be made in Form C (Annexure III) and shall be served in the manner prescribed for the service of notices, and a copy of the said notice shall be communicated to the Taluk Office concerned. The officer issuing the notice will maintain a register of demands in Form D (Annexure IV). A suitable register should also be maintained in the Taluk Office concerned to watch recoveries.

9. In the case of Government lands containing coffee trees, the Entomologist or his Assistant shall be treated as the occupier for the purpose of the removal and destruction of the coffee stem borer pest (Xylotrechus quadripes) under the Regulation and these Rules.

By Order,

M. VENKATANARANAPPA,

Secretary to Government,

Development Department.